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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/705,379	11/03/2000	Troy M. Swartwood	P-0555.10023	5949

7590 11/07/2002

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EXAMINER.

BRAY, WAYMOND D

ART UNIT

PAPER NUMBER

3725

DATE MAILED: 11/07/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Application/Control Number: 08/709,379

Art Unit: 3725



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**Commissioner of Patents and Trademarks**

**Treatment of Preliminary Amendment**

Applicant is advised that the preliminary amendment dated September 11, 2002 (Paper No. 5) has not been entered for the reasons as follow:

- 1) The Amendment fails to comply with the dictates of 37 CFR 1.173 in that reissue practice does not permit use of "clean copy" claims. Only marked-up copy is acceptable, which copy must show by underlining and bracket that which is either newly submitted or deleted from the patent; and
- 2) 37 CFR 1.173 b(2) requires that a notation such as "Amended etc., follow the claims number of each claim submitted as being amended. Claims 13, 14 and 16 must carry such notation.

Applicant is given a TIME PERIOD Of ONE(1) MONTH OR THIRTY (30) DAYS

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From the mailing date of this notice which ever is longer, within which to correct. The deficiencies as herein set forth.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to W. Donald Bray whose telephone number is (703) 308-1871. The examiner can normally be reached on Monday through Friday.

W. Donald Bray  
November 5, 2002

*W. D. Bray*  
**W. DONALD BRAY**  
**PRIMARY EXAMINER**